IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE SEVENTH DAY OF JULY
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE A.GOPAL REDDY

WRIT PETITION NO : 13687 of 1999

Between:

1.Srinivasa Tribal Labour Contract Co operative Society Ltd,.

rep by President-B.Sarangam, Pogallapalli , Kothagudem Mandal ,
Warangal Dist.
2 The Waddera Labour Contract Co-Operative Society Ltd.,

rep by President G.Lingaiah, Narayanagiri ,

Darma Sagaram Mandal , Warangal Dist.
3 Sri Ganesh Harijana Labour Contract Co operative Society Ltd.,

. rep by President L.Saraiah, Rayapalle , Regonda mandal,
Warangal Dist.
4 Harijana Labour Contract Co operative Society Ltd.,

rep by its President J.David, Tharrigoppula village,

Narmeta Mandal , Warangal Dist.
5 Waddera Labour Contract Co-Operative Society Ltd. rep by President

B.Uppalaiah. Kunnel , Wardannapet Mandal, Warangal Dist.
6 Sri Rama Labour Contract Co-Operative Society Ltd., rep by President

R.Anjaiah, Pattikuntapally , Gangadhara mandal , Warangal Dist.
7 Muthilingeswara Waddera Labour Contractor Co-Operative Society,

rep by its President V.Lingaiah, Ramachandrapuram , Medak Dist.
8 G.Kishan s/o Gurvaiah, Contractor, Medpally , Gandhari Mandal ,
Nizamabad Dist.
9 P.Yadagiri (Waddera), Contractor, Hanmakonda , Warangal Dist.

..... PETITIONERS

AND

1 Superintending Engineer, Irrigation Circle, Warangal .

2 Superintending Engineer, Panchayat Raj Circle, Medak .
3 Superintending Engineer R & B Circle, Nizamabad .
4 Executive Engineer, Marketing, Warangal .

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue an appropriate Writ or order or direction more particularly in the nature of writ of mandamus, declaring the action of the respondents insisting Earnest Money Deposit and experience certificate at the time of accepting and allotment of the works is illegal , arbitrary and violative of Govt. orders , consequently direct the respondents not to insist payment of Earnest Money Deposit and experience certificate from the petitioners at the time of acceptance of tenders or allotment of works.

For the Petitioners: MR.KUNA REDDY ANJI REDDY, Advocate.

For the Respondents: GP FOR PANCHAYAT RAJ & RURAL DEV.

The Court made the following :

ORDER

Pursuant to the judgment of this court dt. 10-3-98 in WP No.12975/96 and batch, reported in SRI JANAKIRAMA VADDARA LABOUR CONTRACT CO-OPERATIVE SOCIETY V. EXECUTIVE ENGINEER (1998(3) ALT 808 DB), the Government issued G.O.Ms.No.52 Transport, Roads & Buildings (B.I-1) dt. 18-3-2000 granting certain concessions to the Labour Contract Co-operative Societies of Scheduled Castes and Scheduled Tribes with regard to deposit of EMD amount at the time of filing tenders. In view of the same, no cause survives for adjudication.

The writ petition is accordingly dismissed. No costs.

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07-07-2004

cs/kmr

To

1.The Superintending Engineer, Irrigation Circle, Warangal.

2.The Superintending Engineer, Panchayat Raj Circle, Medak.

3.The Superintending Engineer, R & B Circle, Nizamabad.

4.The Executive Engineer, Marketing, Warangal.

5.2 CCs to the Government Pleader for Panchayat Raj, High Court Buildings,

Hyderabad (O.U.T.).

6.2CD copies.